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Attorneys for Defendant
REARDEN COMMERCE, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

REARDEN LLC, a California limited liability
company; REARDEN PRODUCTIONS, LLC;
a California limited liability company;
REARDEN STUDIOS, LLC; a California
limited liability company; REARDEN, INC., a
California corporation; and REARDEN
PROPERTIES, LLC; a California limited
liability company,

Plaintiffs,

v.

REARDEN COMMERCE, INC., a California
corporation, and DOES 1 through 150, inclusive,

Defendants.

No.: 06-7367 MJJ

**JOINT STIPULATION AND
~~PROPOSED~~ ORDER TO EXTEND
THE MEDIATION DEADLINE**

Hon. Martin J. Jenkins

Pursuant to A.D.R. Local Rule 6-5 and Civil Local Rule 7-12, Plaintiffs Rearden LLC; Rearden Productions, LLC; Rearden Studios, LLC; Rearden, Inc.; and Rearden Properties, LLC (collectively "Plaintiffs") and Defendant Rearden Commerce, Inc. ("Defendant")

STIPULATE AND AGREE that the Court may enter the following order:

1. On February 14, 2007, the Court entered an Order, pursuant to the parties' stipulation, referring the parties to mediation and setting a deadline for the mediation to occur within 90 days of the Order.

2. On March 5, 2007, the Court notified the parties and counsel that Debra L. Mellinkoff had been assigned to the case.

3. On March 13, 2007, Ms. Mellinkoff and the parties participated in a phone conference in which they mutually agreed to set the mediation for May 7, 2007 at the neutral location of Four Embarcadero Business Center.

4. Defendant served its First Request for the Production of Documents and First Request for Interrogatories such that Plaintiffs' responses would be due on April 16, 2007.

5. Plaintiffs' advised Defendant of the death of the father-in-law of Mr. Steve Perlman, CEO and principal of Plaintiffs, as well as Plaintiffs' desire to seek an extension of time to respond to Defendant's discovery beyond the April 16, 2007 due date.

6. Defendant advised Plaintiff that it did not object to a two-week extension with respect to the discovery responses, but that Defendant would need to reschedule the mediation to a date after documents had been exchanged, to afford each side an opportunity to review them for the mediation. This was conditioned on the availability of Ms. Mellinkoff, counsel, and the parties' respective CEOs in June.

7. On April 18, 2007, pursuant to the parties' agreement, and based upon all parties' availability, Ms. Mellinkoff rescheduled the mediation for June 6, 2007, commencing at 10:00 a.m.

8. Accordingly, all parties concur in the request that the Court extend the deadline for conducting the mediation, after initial discovery, and set a new deadline of June 6, 2007, the date on which the parties agree to reset the mediation.

1 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD:**

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3 DATED: April 20, 2007

BINGHAM McCUTCHEN LLP

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5 By: /s/
6 Trenton H. Norris
7 Attorneys for Plaintiffs
8 Rearden LLC; Rearden Productions,
9 LLC; Rearden Studios, LLC; Rearden,
10 Inc.; and Rearden Properties, LLC


11 DATED: April 20, 2007

GREENBERG TRAURIG, LLP

12 By: /s/
13 Herbert H. Finn
14 Attorneys for Defendant
15 Rearden Commerce, Inc.

16
17 PURSUANT TO STIPULATION, **IT IS SO ORDERED.**

18 DATED: April 24, 2007

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20 The Honorable Martin J. Jenkins
21 United States District Court
22 Northern District of California
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